

REGISTER

South Dakota Legislative Research Council



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A COPY OF EACH REGISTER IS FILED IN THE OFFICE OF THE SECRETARY OF STATE

NOTICES OF PROPOSED RULES: (The date in parentheses is the date the rules were filed in the Legislative Research Council)

Department of Commerce and Regulation:

Division of Securities: (July 11, 2001) is proposing rules to allow banks to conduct certain brokerage activity pursuant to the Gramm-Leach-Bliley Act, repeal certain securities registration provisions that are no longer necessary, repeal certain provisions concerning public offerings of securities by coordination and qualification, require electronic filing of state and federal investment advisers and adviser representatives, and revise exemptions from registration including notice filings for federal covered securities. The general authority for these rules, as cited by the division, is SDCL 47-31A-412.

A public hearing will be held in the office of the Division of Securities located in the basement of the Commerce Building, 118 West Capitol Avenue, Pierre, South Dakota, on Thursday, August 16, 2001, from 1:00 to 5:00 p.m. Copies of the proposed rules may be obtained from and written comments sent to the South Dakota Division of Securities, 118 West Capitol Avenue, Pierre, South Dakota 57501-2000. This hearing is being held in a physically accessible place. Persons who have special needs for which the division can make arrangements are asked to call (605) 773-4823 at least forty-eight hours before the hearing.

FILINGS IN THE SECRETARY OF STATE'S OFFICE:

Executive Appointments:

Timothy P. Czmowski, Milbank, was appointed on May 23, 2001, to the **American Dairy Association of South Dakota**, to replace Larry Groves, effective immediately and to continue to July 1, 2001.

Allen Merrill, Parker, was appointed on May 23, 2001, to the **American Dairy Association of South Dakota**, to replace Jerry Graber, effective immediately and to continue to July 1, 2002.

James M. Neugebauer, Dimock, was reappointed on May 23, 2001, to the **American Dairy Association of South Dakota**, effective immediately and to continue to July 1, 2003.

Mike Paulsen, Black Hawk, was appointed on May 23, 2001, to the **American Dairy Association of South Dakota**, to replace Brian Dickson, effective immediately and to continue to July 1, 2002.

Lynn Deibert, Herried, was reappointed on June 1, 2001, to the **South Dakota Weed and Pest Control Commission**, effective immediately and to continue to June 1, 2004.

Ronald Thyen, Hayti, was appointed on June 1, 2001, to the **South Dakota Weed and Pest Control Commission**, to replace Daniel Olsen, effective immediately and to continue to June 1, 2002.

Ronald Reed, Oldham, was reappointed on June 1, 2001, to the **South Dakota Weed and Pest Control Commission**, effective immediately and to continue to June 1, 2003.

Duane Buckmeier, Prairie City, was

reappointed on June 1, 2001, to the **South Dakota Weed and Pest Control Commission**, effective immediately and to continue to June 1, 2003.

Donald Fletcher, Reliance, was reappointed on June 1, 2001, to the **South Dakota Weed and Pest Control Commission**, effective immediately and to continue to June 1, 2004.

Chris Braendlin, Pierre, was appointed on June 8, 2001, as **Commissioner of the Governor's Office of Economic Development**, effective June 8, 2001, and to continue at the pleasure of the Governor.

Jack Thompson, Aberdeen, was reappointed on June 21, 2001, to the **Education Assistance Corporation Board of Directors**, effective July 1, 2001, and to continue to July 1, 2005.

James K. Lust, Aberdeen, was reappointed on June 21, 2001, to the **Education Assistance Corporation Board of Directors**, effective July 1, 2001, and to continue to July 1, 2005.

Edward D. Hamilton, Kimball, was appointed on June 27, 2001, to the **State Brand Board**, to replace Lois Bieber, effective immediately and

to continue to January 2, 2006.

Edward J. Colleran, Sioux Falls, was appointed on July 5, 2001, to the **Board of Social Work Examiners**, to replace Walt Schaefer, effective immediately and to continue to July 1, 2004.

Kay G. Lindgren, Rapid City, was appointed on July 5, 2001, to the **Board of Social Work Examiners**, to replace Gene Ligtenberg, effective immediately and to continue to July 1, 2003.

Linda Lillibridge, Burke, was appointed on July 5, 2001, to the **Board of Social Work Examiners**, to replace Marilyn Beck, effective immediately and to continue to July 1, 2004.

Note: A copy of the rules may be obtained directly from the above agencies. Write to the agency at the address given under "Notices of Proposed Rules." There is no charge for proposed rules. The following agencies have permission from the Interim Rules Review Committee to charge for adopted rules: the Division of Insurance, the Cosmetology Commission, the State Board of Examiners in Optometry, the State Plumbing Commission, the Board of Nursing, the Department of Social Services, the State Electrical Commission, the South Dakota Board of Pharmacy, the Real Estate Commission, the Gaming Commission, the Department of Commerce and Regulation for commercial driver licensing, the Department of Labor for Article 47:03, and the Department of Revenue.

REMINDER OF HEARINGS SCHEDULED

7-19-2001	Environment and Natural Resources	Update hazardous waste rules; 27 SDR 129.
7-19-2001	Commerce and Regulation: Board of Nursing	Update process for issuing temporary nursing permits and clarify circumstances for delegating medication administration; 27 SDR 145.
7-26-2001	Transportation	Amend speed zones in Brown, Charles Mix, Hamlin, Lincoln, and Union Counties; 28 SDR 3.
7-27-2001	Commerce and Regulation: Board of Counselor Examiners	Expand list of qualified supervisors, clarify supervision requirements, add to competency of qualified licensees, increase

		fees for initial license, renewals, and examination fees, assist licensees in finding continuing education programs, compliance with Code of Ethics; 28 SDR 3.
8-16-2001	Commerce and Regulation: Division of Securities	Allow banks to conduct brokerage activity, repeal certain securities registration provisions and provisions concerning public offerings of securities, require electronic filing of state and federal investment advisers and representatives, revise exemptions from registration for certain securities; 28 SDR 7.

Rules Review Committee Meetings

The next meeting of the Interim Rules Review Committee will be held on Tuesday, August 7 at 9:00 a.m. in Room 413 of the State Capitol. The committee chair has set the following tentative meeting schedule for the 2001 interim: October 8 and November 28.

Agencies whose rules have had a public hearing will be scheduled to meet with the Rules Review Committee and are asked to have a representative present at the meeting to give background information on their rules. Each agency is requested to provide the LRC with eight copies of the most recent draft of its rules two days before the meeting.

Note: An updated version of the Administrative Rules Guide to Form and Style is now available at the LRC office.

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